

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
BIG STONE GAP DIVISION

SEP 13 2010

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERK

ANTHONY SMALLWOOD, )  
 )  
 ) Case No. 2:09CV00070  
 Plaintiff, )  
 ) FINAL JUDGMENT  
 v. )  
 ) By: James P. Jones  
 COMMISSIONER OF SOCIALSECURITY, ) United States District Judge  
 )  
 Defendant. )

Based upon the court's de novo review of those portions of the magistrate judge's report and recommendations to which the plaintiff objected, it is **ADJUDGED AND ORDERED** as follows:

1. The plaintiff's objections are overruled;
2. The magistrate judge's report and recommendations are accepted;
3. The motion for summary judgment by the Commissioner of Social Security ("Commissioner") is granted;
4. The final decision of the Commissioner is **affirmed**; and
5. The clerk is directed to close the case.

ENTER: September 13, 2010

  
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United States District Judge